

BOIES, SCHILLER & FLEXNER LLP
 RICHARD J. POCKER (NV Bar No. 3568)
 300 South Fourth Street, Suite 800
 Las Vegas, NV 89101
 Telephone: (702) 382-7300
 Facsimile: (702) 382-2755
 rpocker@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP
 WILLIAM A. ISAACSON (*pro hac vice*)
 KAREN L. DUNN (*pro hac vice*)
 5301 Wisconsin Ave, NW
 Washington, DC 20015
 Telephone: (202) 237-2727
 Facsimile: (202) 237-6131
 wisaacson@bsfllp.com
 kdunn@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP
 STEVEN C. HOLTZMAN (*pro hac vice*)
 KIERAN P. RINGGENBERG (*pro hac vice*)
 1999 Harrison Street, Suite 900
 Oakland, CA 94612
 Telephone: (510) 874-1000
 Facsimile: (510) 874-1460
 sholtzman@bsfllp.com
 kringgenberg@bsfllp.com

Attorneys for Plaintiffs
 Oracle USA, Inc., Oracle America, Inc., and
 Oracle International Corp.

MORGAN, LEWIS & BOCKIUS LLP
 THOMAS S. HIXSON (*pro hac vice*)
 KRISTEN A. PALUMBO (*pro hac vice*)
 One Market Street
 Spear Street Tower
 San Francisco, CA 94105-1596
 Telephone: (415) 442-1000
 Facsimile: (415) 442-1001
 thomas.hixson@morganlewis.com
 kristen.palumbo@morganlewis.com

DORIAN DALEY (*pro hac vice*)
 DEBORAH K. MILLER (*pro hac vice*)
 JAMES C. MAROULIS (*pro hac vice*)
 ORACLE CORPORATION
 500 Oracle Parkway, M/S 50p7
 Redwood City, CA 94070
 Telephone: (650) 506-4846
 Facsimile: (650) 506-7114
 dorian.daley@oracle.com
 deborah.miller@oracle.com
 jim.maroulis@oracle.com

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
 ORACLE AMERICA, INC., a Delaware
 corporation; and ORACLE INTERNATIONAL
 CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
 SETH RAVIN, an individual,

Defendants.

CASE NO. 2:10-cv-0106-LRH-PAL

**PLAINTIFFS ORACLE USA, INC.,
 ORACLE AMERICA, INC., AND
 ORACLE INTERNATIONAL
 CORPORATION'S SUPPLEMENTAL
 FILING IN RESPONSE TO CERTAIN
 DEMONSTRATIVES RECEIVED
 AFTER FILING THE MOTION TO
 EXCLUDE AT DOCKET NO. 823**

[REDACTED]

1 Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation
 2 (“Oracle”) make this filing to supplement the Motion to Exclude the Deposition Testimony of
 3 Paul Simmons and the Testimony, in Part, of Brooks Hilliard (Dkt. No. 823) (“the Motion”).

4 Approximately one hour after the Motion was filed, Defendants Rimini Street, Inc. and
 5 Seth Ravin (“Rimini”) provided Oracle notice of the demonstratives they propose to use
 6 tomorrow, Monday, September 28, 2005. (Ringgenberg Dec. ¶¶ 3-5.)

7 Those demonstratives—which Rimini disclosed to Oracle almost 24 hours late pursuant
 8 to the parties agreed exchange schedule—confirm the Motion’s importance and, we regret, will
 9 require the Court’s attention to the Motion before Mr. Hilliard testifies tomorrow. Rimini has
 10 disclosed him as the second witness for tomorrow.

11 Rimini’s demonstratives have two main categories of objectionable content. The first
 12 concerns CedarCrestone. The proposed demonstratives make exactly the assertions addressed in
 13 Oracle’s motion:

14
 15
 16
 17
 18 This set is attached as Exhibit 1 to the Declaration of
 19 Kieran Ringgenberg.

20 Another set of objectionable demonstratives address purported third parties that are
 21 irrelevant to this case. Nothing in Mr. Ravin’s testimony or Rimini’s contemporaneous business
 22 documents suggest that Mr. Ravin or Rimini were aware of or could have relied upon these
 23 companies. This second set is attached as Exhibit 2 to the Declaration of Kieran Ringgenberg.

24 CONCLUSION

25 For the foregoing reasons, Oracle respectfully requests that slides attached at Exhibits 1-2
 26 to the Declaration of Kieran Ringgenberg be excluded and reiterates its request that the Court
 27 exclude the Simmons deposition and the testimony of Brooks Hilliard to the extent he testifies
 28 about industry custom and practice that neither Mr. Ravin nor his company have shown they

1 knew about or relied upon.

2
3 DATED: September 27, 2015

BOIES SCHILLER & FLEXNER LLP

4
5 By: /s/ Kieran P. Ringgenberg

6 Kieran P. Ringgenberg

7 Attorneys for Plaintiffs

8 Oracle USA, Inc., Oracle America, Inc., and

9 Oracle International Corp.

10 **CERTIFICATE OF SERVICE**

11 I hereby certify that on the 27th day of September, 2015, I electronically transmitted the
12 foregoing **PLAINTIFFS ORACLE USA, INC., ORACLE AMERICA, INC., AND**
13 **ORACLE INTERNATIONAL CORPORATION'S SUPPLEMENTAL FILING IN**
14 **RESPONSE TO CERTAIN DEMONSTRATIVES RECEIVED AFTER FILING THE**
15 **MOTION TO EXCLUDE AT DOCKET NO. 823** to the Clerk's Office using the CM/ECF
16 System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all
17 counsel being registered to receive Electronic Filing.

18 /s/ Kieran P. Ringgenberg

19 Kieran P. Ringgenberg